IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

Crl.Rev.Pet.No. 3984 of 2007()

CRA.336/2006 of ADDL.SESSIONS COURT,-I, MAVELIKKARA
CC.957/2005 of JUDL.MAGISTRATE OF FIRST CLASS, KAYAMKULAM

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REVN. PETITIONER/APPELLANT/ACCUSED

ZAKKIR HUSSAIN,
S/O. JALALUDEENKUTTY, COURT JUNCTION,
KAYAMKULAM. (VETTIYETHU VEEDU, ERUVA,
KAYAMKULAM P.O.)

BY ADV. SRI.R.REJI
SRI.B.BIPIN

RESPONDENTS/RESPONDENTS/STATE AND ACCUSED

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1. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT
OF KERALA, ERNAKULAM.

2. T. A RASHEED,
S/O. ABDUL SALAM,
THATTUPURACKAL VEEDU,
ERUVA MURI,
PATHIYOOR VILLAGE,
KAYAMKULAM.

BY ADV. SMT.A.SALINI LAL
SRI. C.M. NAZAR, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 06/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.3984 of 2007

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Dated this the 6th day of November, 2007

ORDER

The accused in C.C.No.957 of 2005 on the file of the Judicial First Class Magistrate, Kayamkulam for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 11706 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money if any deposited by the revision petitioner pursuant to the orders of court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,JUDGE

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